

# **EXHIBIT B**

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

**IN RE GOOGLE DIGITAL ADVERTISING  
ANTITRUST LITIGATION**

**No. 21-MD-3010 (PKC)**

*This Document Relates To:*

**MICHAEL STELLMAN, individually and on  
behalf of all others similarly situated,**

**No. 1:23-cv-01532 (PKC)**

**Plaintiff,**

**v.**

**GOOGLE LLC and ALPHABET INC.,**

**Defendants.**

**STIPULATION AND [PROPOSED] ORDER REGARDING  
STELLMAN V. GOOGLE LLC ET AL. PUTATIVE CLASS ACTION COMPLAINT**

Defendants Google LLC (“Google”) and Alphabet Inc. (“Alphabet”) and Plaintiff Michael Stellman (“Stellman,” and collectively with the other defined parties, the “Parties”) stipulate and agree as follows:

WHEREAS, on September 15, 2022, Plaintiff Stellman filed an action against Google and Alphabet in the Northern District of California (the “*Stellman Complaint*,” *Michael Stellman v. Google LLC, et al.*, No. 22-cv-05273 (N.D. Cal.)), asserting, *inter alia*, claims against Google under numerous non-California state laws (Counts III and IV) based on Google’s Reserve Price Optimization (“RPO”);

WHEREAS, on November 18, 2022, the Court stayed any motion practice on all state law claims in this MDL under Pre-Trial Order No. 4, without prejudice to the right of any party to

apply to the Court to dissolve the stay ninety days after entry of the order (ECF No. 392);

WHEREAS, on February 23, 2023, the *Stellman* action was transferred to the Southern District of New York and consolidated and coordinated with the MDL for pre-trial proceedings (*Stellman v. Google LLC, et al.*, No. 23-cv-01532 (S.D.N.Y.));

WHEREAS, on March 15, 2024, Google and Alphabet filed a pre-motion letter with the Court to dismiss the state law claims in the *Stellman* Complaint (ECF No. 720);

WHEREAS, on March 20, 2024, Plaintiff Stellman responded by, *inter alia*, indicating that he would stipulate to withdrawal of claims under non-California state laws (Counts III and IV) (ECF No. 727);

WHEREAS, on March 26, 2024, the Court entered an order directing “[a]ny plaintiff seeking to negotiate a stipulation with Google regarding its existing pleading shall file that stipulation by April 19, 2024;”

NOW THEREFORE, the Parties, through their respective counsel, hereby stipulate and agree as follows:

1. The Parties agree to the dismissal of Counts III and IV of the *Stellman* Complaint;
2. This stipulation is not and shall not be construed as an admission by any Party regarding the merits of any claim in this litigation, including claims arising from RPO.

**IT IS SO STIPULATED AND ORDERED.**

Dated: April 19, 2024

/s/ Tina Wolfson

Tina Wolfson

Robert Ahdoot

Ted Maya

/s/ Justina K. Sessions

Justina K. Sessions

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